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16 Attorneys for WAYMO LLC

17 UNITED STATES DISTRICT COURT

18 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

19 WAYMO LLC,  
20 Plaintiff,  
21 vs.  
22 UBER TECHNOLOGIES, INC.;  
23 OTTOMOTTO LLC; OTTO TRUCKING  
24 LLC,  
25 Defendants.

26 CASE NO. 3:17-cv-00939

27 **DECLARATION OF DAVID A. PERLSON  
28 IN SUPPORT OF PLAINTIFF WAYMO  
LLC'S BRIEF IN RESPONSE TO  
COURT'S QUESTIONS FOLLOWING  
APRIL 27, 2017 HEARING ON  
DEFENDANTS' MOTION TO COMPEL  
ARBITRATION OF, AND TO STAY,  
TRADE SECRET AND UCL CLAIMS**

I, David A. Perlson, hereby declares as follows.

2       1. I am a member of the bar of the State of California and partner with Quinn  
3 Emanuel Urquhart & Sullivan, LLP, counsel for Plaintiff Waymo LLC (“Waymo”). I make this  
4 declaration of personal, firsthand knowledge, and if called and sworn as a witness, I could and  
5 would testify competently to the matters set forth herein. I make this declaration in support of  
6 Waymo’s Brief In Response To The Court’s Questions Following The April 27 Hearing On  
7 Defendants’ Motion To Compel Arbitration Of, And To Stay, Waymo’s Trade Secret And UCL  
8 Claims.

9           2. Attached hereto as Exhibit 1 is an email thread between my firm and Ms. Cynthia  
10 Victory at JAMS related to Waymo’s Objection to JAMS Jurisdiction, in which Waymo submitted  
11 its jurisdictional objection on April 14, Ms. Victory responded on April 21 requesting an update  
12 following a ruling on Uber’s Motion to Compel Arbitration.

13       3. Attached hereto as Exhibit 2 is a Notice To All Parties from Ms. Cynthia Victory at  
14 JAMS providing a list of available arbitrators for the Uber initiated arbitration proceedings and  
15 requesting that the parties either agree to an arbitrator or provide a “strike” list and ranking of  
16 candidates by April 21.

17       4.      As shown in Exhibit 1, my partner John Neukom responded on April 21 to Ms.  
18 Victory's April 14 letter requesting Waymo's arbitrator rankings and "strike" list in light of Ms.  
19 Victory's April 21 email correspondence. To date JAMS has not requested anything further in  
20 relation to the arbitrator rankings or "strike" list.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATED: May 1, 2017

/s/ David A. Perlson  
David A. Perlson

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2                   **SIGNATURE ATTESTATION**

3                   Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the  
4 filing of this document has been obtained from David A. Perlson.

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6                   */s/ Charles K. Verhoeven*  
7                   Charles K. Verhoeven

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